

REMARKS

By this Amendment, Applicants amend claims 1, 4, 7, 9, 12, 13, 15, 16, 18, 20, and 21, cancel claims 2, 3, 5, 6, 8, 10, 11, 13, 14, and 17, and add claims 22 and 23. Support for the amendments and new claims may be found at least in the original claims, paragraphs [0017], [0019], [0027]-[0029], [0060], [0071], and [0072]. Thus, claims 1, 4, 7, 9, 12, 15, 16, and 18-23 are pending in this application. Applicants also amend the specification for clarity. No new matter is added. Applicants respectfully request reconsideration and prompt allowance of the pending claims at least in light of the following remarks.

The Office Action objects to the drawings for showing reference numerals not in the description. By this Amendment, Applicants amend the specification to clarify the reference numerals. Thus, all reference numerals are included in the description. Applicants respectfully request withdrawal of the objection.

The Office Action rejects claims 6, 8, 14, and 17 under 35 U.S.C. §112, second paragraph as indefinite. By this Amendment, Applicants cancel claims 6, 8, 14 and 17. Thus, the rejection is inconsistent with the pending claims. Applicants respectfully request withdrawal of the rejection.

The Office Action rejects claims 1, 9, 16, 18-20, and 21 under 35 U.S.C. §102(e) over U.S. Patent No. 6,282,495 to Kirkhart et al. (hereinafter "Kirkhart"). Applicants respectfully traverse the rejection.

Kirkhart fails to disclose at least that the transmitted and stored data includes at least one of the results of a route search, program updates, facility data, music data, video data, application programs, and entertainment software, as recited in claims 1, 9, 20, and 21.

In rejecting claim 18, the Office Action alleges that the storage device 28 of Kirkhart is equivalent to Applicants' claimed storage device. As described in Kirkhart, the storage device 28 contains a database including a map of all of the roads in the area to be traveled by

the vehicle 28 and may contain the software for the CPU 22, including the graphical user interface, route guidance, operating system, position-determining software, etc. (C2/L67 - C3/L5).

In rejecting claim 1, the Office Action alleges the navigation system 20 represents the communication device. However, the only data transmitted to the navigation device 20 in Kirkhart is GPS ephemeris data and almanac data via the GPS receiver 34 (C5/L8-25). Thus, Kirkhart cannot reasonably be considered to disclose, teach, or suggest that the transmitted and stored data includes at least one of the results of a route search, program updates, facility data, music data, video data, application programs, and entertainment software, as recited in claims 1, 9, 20, and 21. Thus claims 1, 20, and 21 are patentable over Kirkhart.

Further, claims 16, 18, and 19 are patentable for at least the reasons that claim 9 is patentable, as well as for the additional features they recite. Applicants respectfully request withdrawal of the rejection.

The Office Action rejects claims 2-8, 10-15, and 17 under 35 U.S.C. §103(a) over Kirkhart in view of U.S. Patent No. 6,192,230 to Bokhorst et al. (hereinafter "Bokhorst"). Applicants respectfully traverse the rejection.

This rejection is premised upon the presumption that Kirkhart discloses all of the features of claims 1 and 9 (see Office Action, page 6). Because, as discussed above, Kirkhart does not disclose at least the above-discussed feature of claims 1 and 9, the rejection is improper. Applicants respectfully request withdrawal of the rejection.

In view of at least the foregoing, Applicants respectfully submit that this application is in condition for allowance. Applicants earnestly solicit favorable reconsideration and prompt allowance of claims 1, 4, 7, 9, 12, 15, 16, and 18-23.

Should the Examiner believe that anything further would be desirable in order to place this application in even better condition for allowance, Applicants invite the Examiner to contact the undersigned at the telephone number set forth below.

Respectfully submitted,



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